

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

**THE CHILDREN FIRST FOUNDATION,
INC., a New York non-profit organization,**

Plaintiff,

vs.

Civil Action No.: 04-CV-927 DNH/DJS

BARBARA J. FIALA, in her official capacity as Commissioner of the New York State Department of Motor Vehicles,

Defendants.

STIPULATION FOR DISMISSAL

Plaintiff Children First Foundation and Defendant Barbara J. Fiala, by and through their respective counsel, hereby stipulate, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), to the dismissal of this action, with prejudice.

Dated October 9, 2016.

Counsel for Defendant.

Counsel for Plaintiff,

s/Stephen M. Kerwin
Stephen M. Kerwin (103129)
New York State
Office of the Attorney General
Justice Building, Room 411
Empire State Plaza
Albany, New York 12224
Telephone: (518) 776-2031

s/Jeffrey A. Shafer
Jeffrey A. Shafer (513236)
Alliance Defending Freedom
15100 N. 90th Street
Scottsdale, AZ 85260
Telephone: (480) 444-0020
Facsimile: (480) 444-0028

IT IS SO ORDERED:

David N. Hurd
United States District Judge

Dated: October 13, 2015
Utica, NY